

2SSB 6480 - S AMD 103

By Senators Haugen, Mulliken

ADOPTED 02/11/2006

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 39.04.300 and 2005 c 3 s 1 are each amended to read
4 as follows:

5 A well-trained construction trades work force is critical to the
6 ability of the state of Washington to construct public works. Studies
7 of the state's work force highlight population trends that, without a
8 concerted effort to offset them, will lead to an inadequate supply of
9 skilled workers in the construction industry. State government
10 regularly constructs public works. The efficient and economical
11 construction of public works projects will be harmed if there is not an
12 ample supply of trained construction workers. Apprenticeship training
13 programs are particularly effective in providing training and
14 experience to individuals seeking to enter or advance in the work
15 force. By providing for apprenticeship utilization on public works
16 projects, state government can create opportunities for training and
17 experience that will help assure that a trained work force will be
18 available, including returning veterans, in sufficient numbers in the
19 future for the construction of public works. Furthermore, the state of
20 Washington hereby establishes its intent to assist returning veterans
21 through programs such as the "helmets to hardhats" program, which is
22 administered by the center for military recruitment, assessment, and
23 veterans employment. It is the state's intent to assist returning
24 veterans with apprenticeship placement career opportunities, in order
25 to expedite the transition from military service to the construction
26 work force.

27 **Sec. 2.** RCW 39.04.320 and 2005 c 3 s 3 are each amended to read as
28 follows:

29 (1)(a) Except as provided in (b) of this subsection, from January

1 1, 2005, and thereafter, for all public works estimated to cost one
2 million dollars or more, all specifications shall require that no less
3 than fifteen percent of the labor hours be performed by apprentices.

4 (b)(i) This section does not apply to contracts advertised for bid
5 before July 1, 2007, for any public works by the department of
6 transportation.

7 (ii) For contracts advertised for bid on or after July 1, 2007, and
8 before July 1, 2008, for all public works by the department of
9 transportation estimated to cost five million dollars or more, all
10 specifications shall require that no less than ten percent of the labor
11 hours be performed by apprentices.

12 (iii) For contracts advertised for bid on or after July 1, 2008,
13 and before July 1, 2009, for all public works by the department of
14 transportation estimated to cost three million dollars or more, all
15 specifications shall require that no less than twelve percent of the
16 labor hours be performed by apprentices.

17 (iv) For contracts advertised for bid on or after July 1, 2009, for
18 all public works by the department of transportation estimated to cost
19 two million dollars or more, all specifications shall require that no
20 less than fifteen percent of the labor hours be performed by
21 apprentices.

22 (2) Awarding agency directors may adjust the requirements of this
23 section for a specific project for the following reasons:

24 (a) The demonstrated lack of availability of apprentices in
25 specific geographic areas;

26 (b) A disproportionately high ratio of material costs to labor
27 hours, which does not make feasible the required minimum levels of
28 apprentice participation;

29 (c) Participating contractors have demonstrated a good faith effort
30 to comply with the requirements of (~~chapter 3, Laws of 2005~~) RCW
31 39.04.300 and 39.04.310 and this section; or

32 (d) Other criteria the awarding agency director deems appropriate,
33 which are subject to review by the office of the governor.

34 (3) The secretary of the department of transportation shall adjust
35 the requirements of this section for a specific project for the
36 following reasons:

37 (a) The demonstrated lack of availability of apprentices in
38 specific geographic areas; or

1 (b) A disproportionately high ratio of material costs to labor
2 hours, which does not make feasible the required minimum levels of
3 apprentice participation.

4 (4) This section applies only to public works contracts awarded by
5 the state. However, this section does not apply to contracts awarded
6 by state four-year institutions of higher education((~~7~~)) or state
7 agencies headed by a separately elected public official((~~7~~ ~~or~~ ~~the~~
8 department of transportation)).

9 ~~((4))~~ (5)(a) The department of general administration must
10 provide information and technical assistance to affected agencies and
11 collect the following data from affected agencies for each project
12 covered by this section:

13 (i) The name of each apprentice and apprentice registration number;
14 (ii) The name of each project;
15 (iii) The dollar value of each project;
16 (iv) The date of the contractor's notice to proceed;
17 (v) The number of apprentices and labor hours worked by them,
18 categorized by trade or craft;

19 (vi) The number of journey level workers and labor hours worked by
20 them, categorized by trade or craft; and

21 (vii) The number, type, and rationale for the exceptions granted
22 under subsection (2) of this section.

23 (b) The department of labor and industries shall assist the
24 department of general administration in providing information and
25 technical assistance.

26 ~~((5))~~ (6) The secretary of transportation shall establish an
27 apprenticeship utilization advisory committee, which shall include
28 statewide geographic representation and consist of equal numbers of
29 representatives of contractors and labor. The committee must include
30 at least one member representing contractor businesses with less than
31 thirty-five employees. The advisory committee shall meet regularly
32 with the secretary of transportation to discuss implementation of this
33 section by the department of transportation, including development of
34 the process to be used to adjust the requirements of this section for
35 a specific project. The committee shall provide a report to the
36 legislature by January 1, 2008, on the effects of the apprentice labor
37 requirement on transportation projects and on the availability of
38 apprentice labor and programs statewide.

1 (7) At the request of the senate labor, commerce, research and
2 development committee, the house of representatives commerce and labor
3 committee, or their successor committees, and the governor, the
4 department of general administration and the department of labor and
5 industries shall compile and summarize the agency data and provide a
6 joint report to both committees. The report shall include
7 recommendations on modifications or improvements to the apprentice
8 utilization program and information on skill shortages in each trade or
9 craft.

10 NEW SECTION. **Sec. 3.** A new section is added to chapter 39.04 RCW
11 to read as follows:

12 The Washington state apprenticeship and training council shall lead
13 and coordinate an outreach effort to educate returning veterans about
14 apprenticeship and career opportunities in the construction industry.
15 The outreach effort shall include information about the "helmets to
16 hardhats" program and other paths for making the transition from
17 military service to the construction work force. The outreach effort
18 shall be developed and coordinated with apprenticeship programs, other
19 state agencies involved in work force training, and representatives of
20 contractors and labor."

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21 On page 1, line 2 of the title, after "projects;" strike the
22 remainder of the title and insert "amending RCW 39.04.300 and
23 39.04.320; and adding a new section to chapter 39.04 RCW."

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